

STATE OF NEW JERSEY
DEPARTMENT OF LAW & PUBLIC SAFETY
DIVISION OF CONSUMER AFFAIRS
NEW JERSEY STATE
REAL ESTATE APPRAISER BOARD

CERTIFIED TRUE COPY

COPY

IN THE MATTER OF THE
LICENSE OF

RYAN R. FINN
RA 00401200

TO ENGAGE IN REAL ESTATE
APPRAISING IN THE
STATE OF NEW JERSEY

Administrative Action

FINAL ORDER
OF DISCIPLINE

This matter was opened to the New Jersey State Real Estate Appraiser Board ("the Board") upon receipt of information which the Board has reviewed and on which the following findings of fact and conclusions of law are made:

FINDINGS OF FACT

1. Respondent is a licensed residential real estate appraiser in the State of New Jersey, and has been a licensee of the Board at all times relevant hereto.
2. On or about September 14, 2007 a Demand for Statement in Writing Under Oath was forwarded by the Board to respondent with questions relating to his appraisal practice. Respondent was asked to respond within fifteen (15) days.
3. The inquiry was sent by certified and regular mail to respondent's address of record. Certified mail was signed for. Regular mail was not returned. No response was received.

4. On or about December 26, 2007, a follow-up letter was sent to respondent by certified and regular mail, advising him of the previous mailing, and his duty as a licensee to cooperate with Board investigations, and enclosing the Demand for Statement in Writing Under Oath.

4. Although United States Postal Service Track and Confirm indicates that the follow-up request was delivered, no response has been received to date.

CONCLUSIONS OF LAW

1. Respondent's failure to respond to the Board's inquiries constitutes a failure to cooperate with a Board investigation, in violation of N.J.A.C. 13:45C-1.2, -1.3, subjecting respondent to sanctions pursuant to N.J.S.A. 45:1-21(e).

Based on the foregoing findings and conclusions, a Provisional Order of Discipline was entered on January 30, 2008, provisionally suspending respondent's appraising license until he responded fully and completely to the Board's Demand for Statement in Writing Under Oath, and Provisionally imposing a civil penalty in the amount of \$1,500.00 for respondent's violation of N.J.S.A. 45:1-21(e). A copy of the Order was forwarded to respondent by certified and regular mail at his address of record. The Provisional Order was subject to finalization by the Board at 5:00 p.m. on the 30th business day following entry unless respondent requested a modification or dismissal of the stated Findings of Fact or Conclusions of Law by submitting a written request for modification or dismissal setting forth in writing any and all reasons why said findings and conclusions should be modified or dismissed and submitting any and all documents or other written evidence supporting respondent's request for consideration

and reasons therefor.

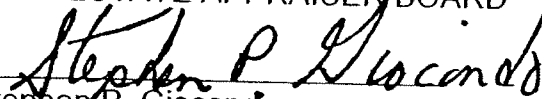
Although the record reflects that the certified mailing was returned, unclaimed, the Order that was sent by regular mail was not returned. No response has been received to date. Because the mailings were directed to respondent's address of record, the Board deems service to have been effected in light of the Board's good faith attempt to provide notice to respondent. Respondent cannot be permitted to evade service merely by the expedient of failing to notify the Board of a current and valid address. Accordingly, the Board determined that further proceedings were not necessary, and that the Provisional Order should be made final.

ACCORDINGLY, IT IS on this 20th day of March, 2008,

ORDERED that:

1. Respondent's license is hereby suspended until he responds fully and completely to the Board's Demand for Statement in Writing Under Oath.
2. A civil penalty in the amount of \$1,500.00 is hereby imposed upon respondent for his violation of N.J.S.A. 45:1-21(e). Payment shall be in the form of a certified check or money order made payable to the State of New Jersey, and sent to the attention of Dr. James S. Hsu, Executive Director, Board of Real Estate Appraisers, P.O. Box 45032, 124 Halsey Street, 3rd Floor, Newark, NJ 07101, within fifteen (15) days of the filing of this Order.

NEW JERSEY STATE
REAL ESTATE APPRAISER BOARD


Stephen P. Giocondo
Board President